

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1979 be amended to read as follows:

- 1 Page 3, between lines 36 and 37, insert:
- 2 **"Sec. 1.(a) As used in this chapter, "cumulative environmental**
- 3 **impact" refers to the cumulative impact on public health and the**
- 4 **environment of:**
- 5 **(1) a facility that is subject to this chapter; and**
- 6 **(2) other facilities that are in existence, under construction,**
- 7 **or reasonably foreseeable within the area of impact of the facility**
- 8 **subject to this chapter.**
- 9 **(b) As used in this section, "environment" includes:**
- 10 **(1) air;**
- 11 **(2) land;**
- 12 **(3) ground and surface water."**
- 13 Page 3, line 37, delete "1" and insert "2".
- 14 Page 4, line 16, delete "2" and insert "3".
- 15 Page 4, line 23, delete "3" and insert "4".
- 16 Page 4, between lines 30 and 31, insert:
- 17 **"(6) Cumulative environmental impact."**
- 18 Page 4, line 31, delete "4" and insert "5".
- 19 Page 4, line 40, delete "5" and insert "6".
- 20 Page 5, between lines 9 and 10, insert:
- 21 **"Sec. 6 (a) The petitioner shall submit, along with its petition,**
- 22 **a fee of fifty thousand dollars (\$50,000) to be applied toward the**
- 23 **cost of the environmental study required under this section.**
- 24 **(b) The petition and fee shall be forwarded to the office of**
- 25 **utility consumer counselor.**
- 26 **(c) Any money that is submitted under subsection (a) and that**
- 27 **remains after the costs described in that subsection have been paid**

1 shall be returned to the petitioner.

2 **Sec.7. The office of utility consumer counselor shall**
3 **commission an independent consultant to assess the consequences**
4 **of the facility or proposed facility on the environment. The**
5 **consultant's study must examine the following possible effects**
6 **attending the construction, maintenance, or operation of the**
7 **facility:**

8 **(1) Air emissions.**

9 **(2) Water discharges and consumption.**

10 **(3) Noise, including ambient volume and frequency levels.**

11 **(4) The cumulative environmental impact.**

12 **The office of utility consumer counselor shall introduce**
13 **consultant's study into evidence with the commission."**

(Reference is to HB 1979 as printed February 28, 2001.)

Representative YOUNT